In the Orphans' Court for Frederick County;

The Court, after having carefully examined the above last will and testament of George Markell, late of Frederick County deceased, and also the evidence adduced as to its validity orders and decrees, this 19th day of March A.D. 1900 that the same be admitted to probate in this Court as the true and genuine last will and testament of the said Gerrge Markell, deceased.

G.Blachard Philpot Judges of
Pussell E. Lighter the
Poger M. Neighbours Orphans Court

State of Maryland, Frederick County, to-wit; -

I hereby certify that the foregoing is a true copy of the last will and testament of George Markell, late of Frederick County, deceased, as recorded in liber J.K.W.No.2 Folio 573 %c, one of the bull records in the office of the Register of Wills for Frederick County.

In testimony whereof, I hereunto subscribe my name and affix the seal of the Orphans Court of said County, this 9th day of May A.D. 1905.

(Filed May 10, 1905)

Test; Wm.B.Cutshall

James E. Walker, Surviving Trustee under the Will of George Markell, deceased, for the wae and benefit of Mary Byerly.

On.

PETITION.

No.7907 Equity.

In the Circuit Court

for Frederick County,

sitting as a Court

of Equity.

TO THE HONORABIE, THE JUDGES OF SAID COURT; -

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The Petition of Mary Byerly, the cestui que trust in this cause and J.Davis Byerly, her husband, respectfully shows unto your Honors;-

- 1. That after the assumption of the jurisdiction of the trusts created under said Will by could your Honorable Court, and before the Surviving Trustee named in said Will, enter upon the active administration of said trust, he died on May 13# A.D.1905.
- 3. That it is necessary to invoke the aid of your Honorable Court to appoint a new Trustee or Trustees in the place and stead of James E. Walker, Surviving Trustee, to administer the same under the direction of your Honorable Court, the former Trustee being now dead.
- 3. Your Petitioner herewith submit a recommendation for the appointment of such Trustees and pray your Honors to appoint the persons suggested as they are fully qualified to perform the duties of said position.

 And as in duty etc.

J. Davis Byerly
Petitioners.

J. Roger MoSherry.
(Filed May 22,1905)

TO THE HONORABLE THE JUDGES OF THE CIRCUIT COURT SITTING AS A COURT OF EQUITY.

WE, the undersigned, cestui que trust and her husband, and Char es Byerly and Mary K. Chapline, shildren of Mary Byerly and remaindermen under the trust clause of the Will of George Markell, of the share and portion held in trust for said Mary Byerly, do hereby recommend and suggest Mr Thomas A. Chapline & Mr. Charles Byerly, as proper and suitable persons to be appointed Trustees in the place of James E. Walker, Surviving Trustee under said Will, now dead.

We respectfully request your Honors to appoint then as such Trustees.

(Filed May 22, 1905)

Mary Eyerly
J.Davis Byerly
Chas. Byerly
Mary K. Chapline.